Preserve

App. F. IX-4

Previous References

1932-33 (Agy)

Agy 78-25-1-4

Agy 60-29-1-2

Agy File No. 304-3

Serial Nos. 1-4

Letter References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-4

Part B for December 1935

SUBJECT.

Kadim tenancy rights claims by the tenants of Sarvamanya Agrahara village, Bidar Taluk

No 714-1 dy 29-4-38

WD 03607—GPB—22,500—2-8-35

To The Assistant Commissioner & Deputy Director of Land Records D. C. Office Bidar

V. SECRETARIAT
1080
R. 1933

DEWAN'S OFFICE

3419

Order

1933

1933/4/4

Muz 30A-32-1

No. 1933/4/4

NAME OF PETITIONER Redraayya & Others

VILLAGE Sarvamanyam-Yelahanka

TALUK Belur

DISTRICT Hassan

DATE OF PETITION

DATE OF RECEIPT 8.4.33

NO. OF ENCLOSURES nil

ABSTRACT.

Appeal requesting reconsideration of their Khadeem lease in respect of lands held by them in the Sarvamanya Yelahalka village of Belur Taluk belonging to Sri Vyasaraja Mutt. Submitted.

Rev 8/4

Mysore Secretariat
With compliments
BO.

Rangnaccha

1) As in answer to para 6 of P.U.D the petitioners say that they have preferred an appeal before Govt in respect of the Khadeem tenancy of the lands referred to therein.

2 Rev Br. to ascertain, with the Collector if any appeal is pending there.

GN 18/4 3 Rev branch. with Compts
MS 18/4/33

MPSN? 4 No such appeal is pending here
Ed 19/4 as 19/4/33 Ed

5 Muz Br with compliments

MPS

General and Revenue Secretariat | File No. of 193)

Serial No.

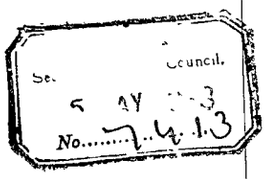
If satisfied, the P. W. D. will be requested to M.C. for taking of a report so as to facilitate a reply being given to the petitioners

G.S. 24/5

The report may be sent to M.C. for report.

2/5/5

(II Member)



Sd/-

The 2/8/5

Memo of forwarding petition under P. W. D. is for his signature —

G.S. 2/5

2/10/5

2 Petition sent to M.C for report with no 1627/1

Letter No. 731/26-

[illegible]

[illegible]

11) Submitted for perusal. The M.C has recommended that the Kidukali lands of the Yelahanka Village Bellur Taluk may be confirmed to the tenants on receiving thereof an upset price of Rs 2 per acre, in four instalments

NOTE—Contn. Sheet.

Kar. Tenancy Bill. Claims for remission of 1570 F 35
[illegible] Kadamba Rules

File No. of 193 . General and Revenue Secretariat

claim for Kadim tenancy being recognised as this course is fair both to the raiyats and the Devasthan Trustees and will facilitate the collection of assessment, besides fetching a lump sum of Rs 1169-11-2 as premium.

1st Subd for orders - If approved the file can be sent to Law Secretary for issue of sanction & there would be any Constitutional objection of such kind by the acceptance of the proposals made by the D.C. Kanara & upheld by the M.C.

6-9-35 17 The properties of Sri Vyasaraya Swami Mutt within the State are under Govt management and may be allowed to the Mutt anytime. Such being the case it does not seem to be right for Govt to do any act which will permanently affect the interests of the Mutt. In the last sentence of para 8 of the Bud it is stated that the Srungeri Swami stated that on the management was vested in Govt action may be taken as Govt deem fit? If approved Law Dept may be consulted.

4/9/35

(Law: Secy)

(Law: Secy)

6/9

6/9

Law Secy. 7/9

for Law

There seems no objection to accept the recommendation of the Mng Comm^r

ISD 10/9

We how was the management of the trust taken by govt? On an appl^n by the Swami or under powers vested in Sec 25 of Regn VII of 1927? If on an appl^n, has the Swami executed any power of attorney? If so, the terms have to be examined to see how far during management govt can act as proposed by the Mng Comm^r

(Asst Secy (Mng Comm^r for) Joint Comm^r)

10/9

17 The Munro's file 78-25-4 relating to taking over the management of the Trust properties within the State is seen. The management was taken under Govt control, at the request of the Swami Guru and on the M.'s recommendations as may be seen from the G.O. dated 12.12.25

2. The file may now be sent back to Law Section for necessary further action

17/9

(Asst Secy, Law Dept & Joint Comm^r)

17/9/35

NOTE: Contn Sheet

Law

10/9

1879

GENL. & REV SECRETARIAT
12 SEP 1935
MADRAS

The management of the Mutt Properties was taken ~~by~~ ~~the~~ Govt on an application made by the swamis under sec 25 (1) of the R & CH Disb. Regn. The terms on which such management was taken over by Govt are not known ~~there~~ ~~is~~ no agreement or power of attorney seem to be available. The Mng Commr may perhaps be enquired on what terms the management was taken up.

ISD 24/9

Under Sec 28 of Reg VII of 1927 Govt have during the management all the powers of the mathadhipati and one of such powers is to dispose of occupancy rights with permission of Govt if such rights exist in respect of inam lands. Also under sec 120 of the Land Rev Code, Govt cannot be found fault with if the revenue management of the village is conducted on the same lines as those prescribed for unalienated lands. Under these circ^{s}, I do not think Govt incurs any legal liability in accepting the proposals of the mng Comr which in the circumstances of the case appear very fair & reasonable —

Gen Secy) 27/9

I agree

II Member

Please bring up 12/10 25

17/10 17/10 24/10

728
OFFICE OF THE SECOND MEMBER OF COUNCIL.
13 OCT. 1935
No. ...

Respectfully resubmitted with
reference to Assistant
Secy's instructions in
the margin of the file

DTS
11/12 Please see me 8/11/12

File 8/12/12

General and Revenue Secretariat — File No.

Serial No

A draft G.O is put up.

25/10 GS 9/11/11

10/ For approval

11/11/35

Gen: Secy)

27/ Please amplify so to show that we are acting in the best interests of the Municipality.

Ino 17/11 12/11

Please remind me about this when the Report returns to Govt

17/11/35

Redd GS 11/11

28/ A draft G.O. revised is put up

For approval

21/11/35

Ino 22/11 22/11

20/11

Gen: Secy)

First Member

23/11

Ino 25/11

21 Nov 1935 — Govt of India — 22 NOV. 1935 — No. 3565

GENERAL SECTION 26 NOV 1935 GENL B

NOTE—Contn Sheet

WD 02553 -50,000—GPB—8 7 .0

File No. of 193

General and Revenue Secretariat

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27-28 [illegible]
[illegible]
[illegible]

నంజేగౌడనరుజ్పు

రుద్రేయ్యనవరరుజ్పు . తులగనగౌడనరుజ్పు .

అ-నంజ్పాధికారిరుజ్పు

బసవేగౌడనరుజ్పు

కృష్ణమశెట్టి నంజ్పగౌడనరుజ్పు

Y. R. Veerae gowda

జోదేగౌడనరేజ్పు

B. Mallappa

తులసిగౌడనరుజ్పు

మల్లేగౌడనరుజ్పు

పుట్టేగౌడనరుజ్పు

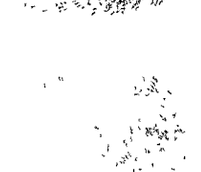
ಒನಪ್ಪಗೆನಡರುಜುಲ್ಪು
ಲಾಲಂಬುನೆರಿಂಬ್ಬಗಾರುಜ
ಬೆಳ್ಳಂಗಿಗೌಡನರುಜು

ಸುರುಗಾತನಯತಶಿಹೆಬ್ಬೆಳ್ಳನ

ಮೊಣವಯತವಳೆ ಬೈಟ್ಟಿನರುಜು

ಯುಂಗಾಡ

ಗಾರನಯತಶಿಹೆಬ್ಬೈಟ್ಟಿನರು


ಗಂಗೇಗೌಡ

ನಿರುವಾಡಿಯತಶಿಹೆಬ್ಬೆಳ್ಳನ

ಯುಬ್ಬೆಗೌಡ

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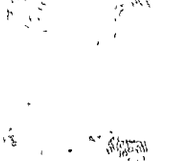
ಬನವೇಗೌಡ

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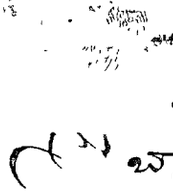
ಹಿಬಿಟ್ಟಿರುಜಿಗರುಜು


ನಿಂಗೇಗೌಡ

ಶ್ರೀಮತ್ಶಾಮುಮ್ಮಾ
೧೫) ಬಾಳ್ಳಿಡರಹಳ್ಳಿರುದ್ರೇಗೌಡನ ಮಗೆಮಲ್ಲೇಗೌಡನ
ಬಿಳೇಗಾತನಯತಶಿಹೆಬ್ಬೆಟ್ಟಿನರುಜು

ಬನೇವೇಗಾತನಯತಶಿಹೆಬ್ಬೆಟ್ಟಿನರುಜು

H.C.
OFFICE OF THE MUZRAI COMMISSIONER
C.1316
1-2. MAY 1933
BANGALORE.

ಸೋಲಿಂದನಯತಶಿಹೆಬ್ಬೆಟ್ಟಿನರುಜು

ಮಲ್ಲಯ್ಯನಯತಶಿಹೆಬ್ಬೆ
ಟ್ಟಿನಮೋರರುಜುಲಾ

ಕೆ.ನಂಜಸೆಲ್ಲಿಗೌಡನರುಜುಲಾ

ಪುಟ್ಟಿಗಾತನಯತಶಿಹೆಬ್ಬೆಟ್ಟಿನರುಜು

ಸಣಿಯಯ್ಯನ
ಹಿಬಿಟ್ಟಿನಮೋರ
ಪುಟ್ಟಿಬನಹಳ್ಳಿಗೌಡ

ಬಿಳಿರಿ ಸೆಟ್ಟಿನರುಜು
ಶ್ರೀ ಚಿಕ್ಕೇಗಾತನಶ್ರೀಕಂಠರುಜು

ನಾದಮ್ಮನಯತಶಿಹೆಬ್ಬೆಟ್ಟಿನರುಜು

No 1627/Muz. dt. 11-5-33.
Forwarded for information and compliance
to the Muzrai Commissioner
Sub Divisional Officer
Bg

ಶಿವಲ್ಲಯ್ಯ ತಶಿ ಹಿಬಿಟ್ಟಿನಮೋರರುಜು

10/
Tahsildar

ಮರಿಯಯ್ಯನಯತಶಿ ಹಿಬಿಟ್ಟಿನಮೋರರುಜು

ಶೀಲ ಲೆಲಂಗೇಗೌಡರುಜು

ಹೆಬ್ಬೆರಳು

ತೋರು ಬೆರಳು

ನಡು ಬೆರಳು

ಉಂಗುರ ಬೆರಳು

ಕಿರು ಬೆರಳು

ಎಡಗೈ ಹೆಬ್ಬೆರಳು

ಎಡಗೈ ತೋರು ಬೆರಳು

ಎಡಗೈ ನಡು ಬೆರಳು

ಎಡಗೈ ಉಂಗುರ ಬೆರಳು

ಎಡಗೈ ಕಿರು ಬೆರಳು

ಎಲ್ಲಾ ಬೆರಳುಗಳ ಮುದ್ರೆಗಳನ್ನು ಮೇಲೆ ತಿಳಿಸಿದ ಪ್ರಕಾರ ಅಚ್ಚು ಮಾಡಿಸಿಕೊಂಡಿದ್ದು ಸರಿಯಾಗಿ ಬಂದಿರುತ್ತದೆ.

Before me
Dharwad
9/9/33

[illegible — handwritten Kannada heading, 2 lines]

[illegible — handwritten Kannada, 3 lines]

[illegible — handwritten Kannada petition text, approx. 14 lines]

The villagers first said that they cannot pay any upset price atleast not more than Re 1/- per acre. Later they consented to pay Re 2/- per acre. On examining the receipts produced I find that most of them have receipts to show that the lands are in possession of the assessment for over 20 years (?) only assessment for 30 years. In view of the depression & fall in prices of foodstuffs they are really not in a position to pay anything higher. The upset price at Rs 2/- per acre on the Rs... lands may be approved & the ... tenancy rights recognised. The ... this upset price may be recovered in 4 instalments commencing from 33-34 in addition to assessment each year. They will pay accordingly. Recommended

[initials] 10/9/33

[illegible — handwritten Kannada signatures and thumb-impression labels]

చిన్నోలిగాడు

మల్లోలిగాడు

రుద్రోలిగాడు

[illegible]

సాక్షులు

సుబ్బగాడు

పెద్దోలిగాడు

చినవీరాడు

అరకప్ప

గోలిగొండ

[illegible] గాడి నరుజు

బొడ్డు

[illegible]

[illegible] గాడి నరుజు

[illegible]

మల్లోలిగాడి నరుజు

[illegible]

చిన్నోలిగాడు

నంబోలిగాడు

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[illegible]

[illegible]

[illegible]

[illegible]

Before me
S. Subbaramaswamy
9/9/33
S.H.O.

M C 13.]
No. 731/26-27
Encls 2 file.

218

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

Dated, Bangalore, ...18th August.....193 5.

3/9/35

FROM

N. MADHAVA RAO, ESQ., B.A., B.L.,
Muzrai Commissioner in Mysore.

Muz 304-32-B

To

H. V. Ramaswami, Esq., M.A., B.L.,
Secretary to the Government of His Highness
the Maharaja of Mysore,
General *Department.*

20 AUG.

21/8

SIR,

Kadim tenancy right claimed by the tenants of
Sarvamanya Yelahanka Village,
Belur Taluk.

With reference to the Financial Secretary's Memo No.1627/Muz. dated 11-5-1933 calling for a report on the petition of the raiyats of Sarvamanya Yelahanka village on the above subject, I have the honor to forward herewith, in original, for reference and return, correspondence ending with letter No.C.1445/32 dated 1-8-1935 from the Deputy Commissioner, Hassan District, and to state as follows:-

2. Sarvamanya Yelahanka village is an inam endowed to the Sri Vyasarayaswami Mutt, and is under Government management along with other properties of the Mutt. Survey and Settlement have been introduced into the village. The raiyats have been in undisturbed enjoyment of the lands for about 30 years, paying only assessment on the land, and in many instances, the lands have changed hands by sale and otherwise. The raiyats claim the rights of kadim tenancy.

3. The Deputy Commissioner, in his letter No.1445/32 dated 21-10-33 recommended that the hiduvali lands of the village may be confirmed to the tenants on recovering an upset price of Rs 2/- per acre, their claim for kadim tenancy being recognised. The Swamigalu, who was consulted in the matter, stated that he had no objection to the course suggested; but desired that the upset price be raised from Rs 5/- to Rs 8/- if possible, per acre. In view of the general depression and the fall in the value of the lands, the raiyats pleaded inability to

pay anything more. As a result of subsequent consultation, the Swamigalu stated that, personally he was not in favour of conceding the right and that as the management was vested in Government, action may be taken as Government deem fit.

4. I was, at first, inclined to leave alone the question of premium until the Swamigalu took over the management, if it were possible to collect the annual assessment with ease from the persons in occupation, without coming to a specific decision as to their status as kadim tenants, or otherwise. But, in view of the practical difficulties pointed out in the Deputy Commissioner's letter dated 1-8-1935, it does not seem advisable to differ the decision indefinitely. The course suggested by the Deputy Commissioner is fair both to the raiyats and the inamdar Mutt, and will facilitate the collection of assessment, besides fetching a lump sum of Rs 1169-11-2 as premium. I therefore request that sanction of Government to the above proposals may kindly be obtained, the upset price being recovered in four annual instalments, as recommended by the Deputy Commissioner.

5. The connected file of records is enclosed for reference and return.

I have the honor to be,

Sir,

Your most obedient servant,

For Muzrai Commissioner.
(Absent from headquarters.)

G. R. S. App. F VI—G 2]

SUBJECT .....

.....

.....

Diary. No. of letter replied to.....

Section Levy

File No. 304-32

Serial No. 4

General and Revenue Secretariat

( )

the 193 .

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue 2-9-11- ...1935.

Signed by H.C.B. Kandaiah

Read— G.O. No 731-2 / Revy 78-35-1 dated 12.12.1925 directing that the management of the properties of the Sri Uppasangeshwara Mutt at Sosale within the Mysore State be assumed by Govt

Letter No 731/26.2) dated 20.8.35 Correspondence ending with

Order thereon.—No. from the D.C in Mysore recommending for reasons explained, sanction to the proposal of the D.C. Hassan to confirm the hiduvali lands of Sadhanuru Yelahanka Hobli Belur Taluk which is endowed to the Sri Sosale L.

May this be—

(i) printed?

(ii) treated as a standing order?

(iii) published in the Gazette, English Part? 2/

(iv) translated?

(v) placed at the disposal of the press?

(vi) published in the Gazette, Kannada Part?

Mallika now under Govt management
& the tenants on resettling from now
on will pay annual instalments from 1933-34, an upset price
of Rs 25/- per acre, their claim for Kodiim
tenancy being recognized.

Order No 714-17 dt 29-4-38
2nd Records
It is reported that Lalbanaya Yelahanka Village
is an inam endowed to the Sri Vyasarayaswami
Mallika at Posale and it is now under Govt management
along with other properties of the Deptt. Survey and
Settlement have been introduced into the Village
and the Raiyats claim the rights of Kodiim tenancy
as they have been in undisturbed enjoyment
of the lands for about 30 years paying only the
assessment on the land, and in many instances, List of Enclosure
the lands having changed hands by sale
and alienation. The Dist Havan recommends
that the individual lands of the Village may be
confirmed to the tenants after resettling Copied by
them on upset rates of Rs 2 per Examined by
acre for Kodiim tenancy being recognised.

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

The Swamigalu of the Matha who was consulted in the matter is reported to have stated that he had no objection to the above course but that he desired to have the upset price raised from Rs 8 per acre. In view of the general depression and fall in the value of the lands, the Raiyats pleaded inability to pay anything more than Rs 2/- as upset price. As a result of subsequent consultation, the Swamigalu is reported to have stated that personally he was not in favour of conceding the upset and that as the management of was vested in Govt, action may be taken as Govt should deem fit. The M.C states that in view of the practical difficulties pointed out by the D.C it does not seem advisable to defer the decision indefinitely

WD 0186—G P R—15,000—6 9-34

and that the course suggested by the D.C is fair both to the taxpayers and the investment trust and will facilitate the collection of assessment, besides fetch in a lump sum of Rs 1169-11-2 as premium

In these circumstances, the recommendation of the D.C is acceptable

Dictated to typist
21/11/5
20/11

The D.C file records
a candidate
a investor LR
- D.C. Hassan

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Read:-

Government Order No. 731-2/Mus. 79-25-1, dated 12th December 1925, directing that the management of the properties of the Sri Vyasarayaswami Mutha at Soosale within the Mysore State be assumed by Government.

2. Correspondence ending with letter No. 731/26-27, dated 20th August 1935 from the Mysore Commissioner in Mysore, recommending for reasons explained sanction to the proposals of the Deputy Commissioner Hassan District to confirm the hiduvali lands of Jayavamanya Yelahanka Vyasarayaswami village, Belur Taluk which is endowed to the Soosale Sri Vyasarayaswami Mutha now under Government management to the tenants on recovering from them in four annual instalments from 1935-36 an upset price of Rs. 2/- per acre, their claim for kadim tenancy being recognised.

Order No. 714-17/Mus 304-32-4

Bangalore, dated the 27th November 1935.

It is reported that Jayavamanya Yelahanka village is an inam endowed to the Sri Vyasarayaswami Mutha at Soosale and it is now under Government management along with other properties of the Mutt. Survey and Settlement have been introduced into the village and the raiyats claim the rights of kadim tenancy as having been in undisturbed enjoyment of the lands for about 30 years paying only the assessment on the land. It would seem that in many instances the lands have changed hands by sale and otherwise. The Deputy Commissioner, Hassan recommends that the hiduvali lands of the village may be confirmed to the tenants after recovering from them an upset price of Rs. 2/- per acre their claim for kadim tenancy being recognised. The Swamiyaru of the Mutt who was consulted in the matter is reported to have stated that he had no objection to the above course but that he desired to have the upset price raised to Rs. 8/- per acre. In view of the general depression and fall in the value of the lands, the raiyats pleaded inability to pay anything more than Rs. 2/- as upset price.

[illegible] of subsequent [illegible], the [illegible] is reported to have stated that personally he was not in favour of conceding the right [illegible] to the Municipality of the Wards was vested in Government, [illegible] he thought Government would deem fit. The Collector further stated that in view of the practical difficulties pointed out by the Deputy Commissioner it does not seem advisable to [illegible] the recommendation and that the course suggested by the Deputy Commissioner i.e. if it were to be left to the Engineer Authority to facilitate the collection of assessment by sales fetching a [illegible] of Rs. 1,169-11-2 as previously.

In these circumstances the recommendation of the Divisional Commissioner is invited.

[signature]

for General Secretary to Government.

To

The Director of Local Fund Audit, Poona with reference to his letter No. [illegible] dated [illegible].

The Accountant General, Bombay.

The Collector of Kaira, Nadiad with reference to his letter No. [illegible] dated [illegible].

The Deputy Commissioner, Kaira, Nadiad.

[illegible].6